



MINUTES
OCONEE COUNTY COUNCIL MEETING
Regular Meeting
April 19 2011

MEMBERS, OCONEE COUNTY COUNCIL

Mr. Joel Thrift, District IV, Council Chairman
Mr. Paul Corbeil, District I, Vice Chairman
Mr. Wayne McCall, District II, Chairman Pro Tem
Mr. Archie Barron, District III
Mr. Reg Dexter, District V

Oconee County Council met on Tuesday, April 19, 2011 at 6:00 PM in Council Chambers, 415 South Pine Street, Walhalla, SC with all Council Members, Thomas L. Martin County Attorney, County Administrator Scott Moulder and Clerk to Council, Elizabeth G. Hulse present.

Press:

Pursuant to the Freedom of Information Act, notice of the meeting, date, time, place of meeting and agenda were posted on the bulletin board at the County Administrative Offices, 415 South Pine Street, Walhalla, SC, and the County Council website [www.oconeese.com/council]. In addition it was made available [*upon request*] to the newspapers, radio stations, television stations and concerned citizens.

Member of the press present: Ray Chandler – Anderson Independent, Ashton Hester – Keowee Courier & Carlos Galarza - Daily Journal.

Call to Order:

Mr. Thrift called the meeting to order at 6:00 p.m.

Extended Public Comment Session:

Dr. Billy Campbell and Mr. Dana Leavitt, Upstate Forever representative, addressed Council requesting the establishment of an Oconee County Conservation Bank in order to preserve and protect family lands and farms for future generations. Mr. Leavitt highlighted the success of several state conservation bank projects in the upstate.

Council thanked Dr. Campbell and Mr. Leavitt for their presentation.

Public Comment Session [related to specific agenda items]:

Ms. Susie Cornelius addressed Council voicing concerns about [1] an NGO [non-governmental organization] receiving funding through Ordinance 2011-12, and [2] parking fees at county parks when the contract with Duke states free access to the lakes.

Public Comment Session [related to non-agenda items]:

Mr. Berry Nichols addressed Council questioning where in the proposed FY 2012 budget payment of the \$3.5 million bond for High Point /Pointe West was shown.

Mr. Larry Linsin addressed Council voicing concerns that the County had ignored an attorney general opinion regarding High Point / Pointe West and his opposition to use of tax dollars for the project.

Mr. B. J. Littleton addressed Council regarding various issues to include his opposition to the zoning ordinance and his perception that members of Council are interfering and attempting to influence the Planning Commission members and meetings.

County Council Response to Public Comment:

None provided at this meeting.

Meeting Recess:

Mr. Thrift recessed the meeting to 6:26 p.m.

Meeting Reconvene:

Mr. Thrift reconvened the meeting to 7:00 p.m.

Pledge of Allegiance: Mr. Barron led the Pledge of Allegiance to the United States of America.

Introduction of Lancaster County Clerk to Council

Ms. Hulse, Clerk to Council, introduced to Council Ms. Debbie Harbin, new Lancaster County Clerk to Council, who was visiting to identify best practices used in Oconee County. Ms. Harbin has been with Lancaster County for over 12 years but only joined the County Council office in January 2011.

Minutes:

Mr. Dexter made a motion, seconded by Mr. Barron, approved 4 – 0 - 1 [Mr. Corbeil abstained – form filed with these minutes] that the minutes from the April 5, 2011 workshop meeting with Duke Energy be adopted as printed.

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 5 – 0 that the minutes from the April 5, 2011 regular meeting be adopted as printed.

Mr. Corbeil made a motion, seconded by Mr. Barron, approved 5 – 0 that the minutes from the April 12, 2011 special meeting be adopted as printed.

Consideration of the Following Ordinances:

Ordinance 2011-12

Mr. Moulder and Mr. Phil Shirley, PRT Director, addressed Council regarding this ordinance.

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve **Ordinance 2011-12** “AN ORDINANCE TO REPEAL DIVISION 2 OF ARTICLE III OF CHAPTER 30 OF THE OCONEE COUNTY CODE OF ORDINANCES; TO AMEND ARTICLE IV OF CHAPTER 2 OF THE OCONEE COUNTY CODE OF ORDINANCES IN CERTAIN LIMITED REGARDS AND PARTICULARS, ONLY, AMENDING THE MEMBERSHIP REQUIREMENTS, DUTIES AND RESPONSIBILITIES OF THE OCONEE COUNTY PARKS, RECREATION AND TOURISM COMMISSION; AND OTHER MATTERS RELATED THERETO” on first reading.

Council also instructed Mr. Shirley to work with the county attorney to draft language for this ordinance to address term limits for members and to bring the draft language back to Council for consideration prior to second reading.

Ordinance 2011-13:

Mr. McCall made a motion, seconded by Mr. Corbeil, approved 5 – 0 to approve **Ordinance 2011-13** “AN ORDINANCE AUTHORIZING THE TRANSFER OF CERTAIN OCONEE COUNTY REAL PROPERTY; AUTHORIZING THE EXECUTION AND DELIVERY OF A REAL PROPERTY DEED; AUTHORIZING THE TRANSFER OF AN EASEMENT FOR INGRESS AND EGRESS ACROSS CERTAIN OCONEE COUNTY REAL PROPERTY; AUTHORIZING THE EXECUTION AND DELIVERY OF AN AGREEMENT RELATED TO THE TRANSFER OF THE EASEMENT; AND OTHER MATTERS RELATED THERETO” in title only on first reading.

Discussion & Possible Action Items:

Consent Agenda Item / Local ATAX Requests

1. \$2,500 / Marketing collateral to use for special events, media events, marketing shows
2. Up to \$1,000 / Oconee County Press Familiarization (FAM) Tour

Mr. Barron made a motion, seconded by Mr. McCall, approved 5 – 0 to approve the two Local ATAX requests listed above as presented.

Change Order #3 for PO# 47828 / \$126,500 / B. P. Barber & Assts. / Engineering Services

Mr. Moulder and Ms. Robyn Courtright, Procurement Director, addressed Council regarding this change order. Council questioned the scope of the change order voicing concerns that engineering work to bring the water and sewer lines to the park was not part of the plan. Council instructed the Administrator to work with the Engineer to revise the change order to include only water and sewer line engineering for Phase I within the Echo Hills site.

This matter was deferred to a future meeting for action.

ITB 10-23 / estimated cost \$66,000 / Tire Dumpsite Remediation

Mr. Moulder and Ms. Courtright addressed Council regarding this bid. It was noted that the county will be acting as a conduit for the DHEC grant funds that will be used to remediate the site; no county funds will be used for this clean up.

Mr. Dexter made a motion, seconded by Mr. McCall, approved 5 – 0 to [1] Award ITB 10-23, Tire Dump Site Remediation, to Young's General Contracting, Inc., of Poplar Bluff, MO, to perform required services associated with removal and disposal of approximately 12,000 scrap tires located at an unauthorized dumpsite. Estimated dollar amount is \$66,000 based on price of \$300 per ton, and [2] Authorize payment of actual dollar amount, based on \$300 per ton, once all disposal tickets are received.

Library / Request to apply for LSTA Grant = \$38,515 / County Match = \$14,164

Mr. Moulder and Ms. Sue Baldwin, Library Director, addressed Council regarding the Libraries request to apply for the LSTA grant. Ms. Baldwin noted that the part time position proposed would be paid for with the grant funds for a one year period.

Mr. McCall made a motion, seconded by Mr. Barron, approved 5 – 0 to approve application for the Library Services & Technology Grant in the amount of \$38,515 before the May 4, 2011 deadline as outlined on the agenda item summary.

Board & Commission Appointments:

Aeronautics Commission:

District V: Mr. Dexter made a motion, seconded by Mr. McCall, approved 5 – 0 to appoint Mr. Ronald Chiles to the District V seat on the Aeronautics Commission.

Planning Commission:

At Large Seat: No appointment made at this meeting – issue deferred to next meeting.

Anderson-Oconee Behavioral Health Services Commission

Mr. Barron made a motion, seconded by Mr. Dexter, approved 5 – 0 to appoint upon recommendation of the Board Mr. Louis Holleman as a representative of Oconee County on this commission.

Commission & Board Reports to Council:

None scheduled for this meeting.

Council Committee Reports:

Budget, Finance & Administration

Mr. Dexter read from a prepared statement [copy filed with these minutes] outlining the meeting with Tri County Technical College at which they presented their FY 2011-2012 budget request.

Administrator’s Report:

Mr. Moulder provided two reports to Council for review and discussion [copies filed with these minutes] to include the Administrator’s Report and Budget Report by Department [through March 31, 2011].

Old Business:

No Old Business was discussed at this meeting.

New Business:

No New Business was discussed at this meeting.

Executive Session:

Mr. Thrift noted that Council needed to add a discussion item related to a contractual matter for the Broadband project in Executive Session. Mr. Martin noted that a motion was not required as the Executive Session had been properly advertised and this only added an issue for discussion.

Mr. Dexter made a motion, seconded by Mr. McCall, approved 5 – 0, to enter into Executive Session for the purpose of discussion a potential Economic Development matter & a contractual matter related to the Broadband project.

Council entered into Executive Session at 7:58 p.m.

Council returned from Executive Session at 8:36 p.m. upon a motion by Mr. Dexter, seconded by Mr. Corbeil, approved 5 - 0.

Mr. Thrift stated that no action was taken during Executive Session.

Mr. Corbeil made a motion, seconded by Mr. Dexter, approved 5 – 0, to authorize the county administrator to proceed with the Broadband contractual matter as discussed in Executive Session.

Adjourn:

Mr. McCall made a motion at 8:38 p.m. to adjourn the meeting. The motion was approved unanimously.

Respectfully Submitted:

Elizabeth G. Hulse
Clerk to Council